

The Honorable Kymberly K. Evanson

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

CYMBIDIUM RESTORATION TRUST,

Plaintiff,

v.

AMERICAN HOMEOWNER  
PRESERVATION TRUST SERIES AHP  
SERVICING; its Trustee, U.S. BANK TRUST  
N.A.; AHP CAPITAL MANAGEMENT, LLC;  
AMERICAN HOMEOWNER  
PRESERVATION SERIES 2015A+; its Trustee,  
U.S. BANK TRUST NATIONAL  
ASSOCIATION; AHP SERVICING, LLC; and  
JORGE NEWBERY,

Defendants.

NO. 2:24-cv-00025-KKE

ORDER GRANTING STIPULATED  
MOTION TO DISMISS WITH  
PREJUDICE VAK CAPITAL TRUST I'S  
COUNTERCLAIM

AMERICAN HOMEOWNER  
PRESERVATION TRUST SERIES AHP  
SERVICING; AHP CAPITAL  
MANAGEMENT, LLC; AMERICAN  
HOMEOWNER PRESERVATION SERIES  
2015A+; and AHP SERVICING, LLC,

Counter-Plaintiffs,

v.

CYMBIDIUM RESTORATION TRUST,

Counter-Defendant.

VAK CAPITAL TRUST I,

Intervenor-Defendant and  
Counterclaim and  
Crossclaim Plaintiff,

v.

CYMBIDIUM RESTORATION TRUST,

Counter-Defendant, and

AHP CAPITAL MANAGEMENT, LLC; and  
AMERICAN HOMEOWNER  
PRESERVATION SERIES 2015A+,

Cross-Defendants.

The Court GRANTS the parties' stipulated motion. Dkt. No. 152. Based on the parties' agreement, it is hereby ORDERED that VAK Capital Trust I's counterclaim against Cymbidium Restoration Trust is dismissed with prejudice, and without an award of costs or fees to either party.

DATED this 2nd day of April, 2025.



Kymberly K. Evanson  
United States District Judge